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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WEST VIRGINIA
CHARLESTON DIVISION

B.P.J. by her next friend and)
mother, HEATHER JACKSON,)

Plaintiff,)

vs.)

No. 2:21-cv-00316

WEST VIRGINIA STATE BOARD OF)
EDUCATION, HARRISON COUNTY)
BOARD OF EDUCATION, WEST)
VIRGINIA SECONDARY SCHOOL)
ACTIVITIES COMMISSION, W.)
CLAYTON BURCH in his official)
capacity as State)
Superintendent, DORA STUTLER,)
in her official capacity as)
Harrison County)
Superintendent, and THE STATE)
OF WEST VIRGINIA,)

Defendants,)

LAINIEY ARMISTEAD,)

Defendant-Intervenor.)

VIDEOTAPED DEPOSITION OF
STEPHEN LEVINE

Wednesday, March 30, 2022
Volume I

Reported by:
ALEXIS KAGAY
CSR No. 13795
Job No. 5122884
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Remote videotaped deposition of
STEPHEN LEVINE, Volume I, taken on behalf of Plaintiff,
with all participants appearing remotely, beginning at
9:09 a.m. and ending at 5:46 p.m. on Wednesday,
March 30, 2022, before ALEXIS KAGAY, Certified
Shorthand Reporter No. 13795.

1 APPEARANCES (via Zoom Videoconference) :

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15 Also Present:

16 MITCH REISBORD - VERITEXT CONCIERGE

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18 Videographer:

19 KIMBERLEE DECKER

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1 Q Why don't you give me your estimate of how
2 many prepubertal children you've ever seen as patients,
3 and then we can ask more questions.

4 A I would say a handful. Six.

5 Q And how many of those -- of those 11:15:35
6 approximately six did you see more than one time?

7 A I can't recall one.

8 Q And then I'll ask the same question about
9 adolescents, which I'll mean minors from puberty
10 through being a minor. 11:16:00

11 How many adolescent patients have you had in
12 your career, approximately?

13 A 50.

14 Q And how many of those have you seen more than
15 once? 11:16:14

16 A Most.

17 Q And were most of those, of the adolescent
18 patients you've seen, late adolescence?

19 A No.

20 Q Turning back to your CV, you list yourself -- 11:16:27
21 you're listed as a clinical professor at Case Western
22 Reserve University School of Medicine; correct?

23 A Yes.

24 Q Do you work at Case Western Reserve University
25 School of Medicine full-time? 11:16:51

1 three months because I'm part of a committee to plan
2 the curriculum on sexuality and gender.

3 Speaking of education, the university --
4 other -- other institutions also asked me to teach
5 about this subject. And on August -- on April 7th, I'm 12:07:39
6 going to Akron to teach -- or virtually I'm going to
7 teach a three -- a two-and-a-half-hour seminar.

8 And I forgot to mention to you before, and I'd
9 like you to hear this, that when you were questioning
10 me about my credentials or not having a certificate 12:07:57
11 about -- in child psychiatry, you should know, I forgot
12 to tell you that Cleveland Clinic, department of child
13 psychiatry, and the University Hospitals, the
14 department of child psychiatry, sends residents to be
15 with me as part of their training in child development 12:08:18
16 and child clinical issues, child and adolescent
17 clinical issues.

18 So I think -- I just forgot to mention that.

19 Q Are you familiar with the University
20 Hospitals' LGBTQ and gender care program? 12:08:48

21 A I'm aware that it exists, yes.

22 Q Have you ever talked to any clinicians in that
23 practice?

24 A No one has ever talked to me in that practice.

25 The only time I have interaction with them is when -- 12:09:00

1 if I present grand rounds, some of those people ask me
2 a question. But they've never consulted me whatsoever
3 in the formation of their clinic and in the ongoing
4 work of their clinic.

5 Although, Cleveland Clinic has a very similar 12:09:20
6 program, and they have called me up and -- for some
7 advice sometimes.

8 But my -- my, quote, own University Hospitals'
9 place I don't really think has any people from child
10 psychiatry in it, but I'm not sure because they have 12:09:38
11 kept me away.

12 Q What do you mean they have kept you away?

13 A Just what I explained. They have never
14 communicated with me. It is -- you know, other people
15 know me as being published in this area. You know, I 12:09:54
16 think I've written 20 articles on this -- you know, I
17 have 20 or so publications in this area. You would
18 think that they would invite me or consult with me or
19 ask me questions, but I think they recognized that they
20 are part of what is called affirmative care and what I 12:10:18
21 would say, rapidly affirmative care, and -- and they
22 sense that I'm not so interested in rapid, that -- that
23 I believe that -- that I have long believed that people
24 who have this kind of dilemma need some patient time in
25 talking about this matter. 12:10:45